



Sen. Dave Syverson

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09600HB0071sam001

LRB096 02938 AJT 26984 a

1 AMENDMENT TO HOUSE BILL 71

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 71, AS AMENDED, by  
3 replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The Illinois Vehicle Code is amended by adding  
6 Section 12-610.2 as follows:

7 (625 ILCS 5/12-610.2 new)

8 Sec. 12-610.2. Electronic communication devices.

9 (a) As used in this Section:

10 "Electronic communication device" means an electronic  
11 device, including but not limited to a wireless telephone,  
12 personal digital assistant, or a portable or mobile computer  
13 while being used for the purpose of composing, reading, or  
14 sending an electronic message, but does not include a global  
15 positioning system or navigation system or a device that is  
16 physically or electronically integrated into the motor

1 vehicle.

2 "Electronic message" means a self-contained piece of  
3 digital communication that is designed or intended to be  
4 transmitted between physical devices. "Electronic message"  
5 includes, but is not limited to electronic mail, a text  
6 message, an instant message, or a command or request to access  
7 an Internet site.

8 (b) A person may not operate a motor vehicle on a roadway  
9 while using an electronic communication device to compose,  
10 send, or read an electronic message.

11 (c) A violation of this Section is an offense against  
12 traffic regulations governing the movement of vehicles.

13 (d) This Section does not apply to:

14 (1) a law enforcement officer or operator of an  
15 emergency vehicle while performing his or her official  
16 duties;

17 (2) a driver using an electronic communication device  
18 for the sole purpose of reporting an emergency situation  
19 and continued communication with emergency personnel  
20 during the emergency situation;

21 (3) a driver using an electronic communication device  
22 in hands-free or voice-activated mode; or

23 (4) a driver of a commercial motor vehicle reading a  
24 message displayed on a permanently installed communication  
25 device designed for a commercial motor vehicle with a  
26 screen that does not exceed 10 inches tall by 10 inches

1           wide in size;

2           (5) a driver using an electronic communication device  
3           while parked on the shoulder of a roadway; or

4           (6) a driver using an electronic communication device  
5           when the vehicle is stopped due to normal traffic being  
6           obstructed and the driver has the motor vehicle  
7           transmission in neutral or park."